

HOUSE JOURNAL
SIXTY-THIRD GENERAL ASSEMBLY
STATE OF COLORADO
First Regular Session

Ninety-second Legislative Day

Wednesday, April 11, 2001

1 Prayer by Pastor Dan Elliott, South Fellowship, Littleton.
2
3 The Speaker called the House to order at 9:00 a.m.
4
5 The roll was called with the following result:
6
7 Present--41.
8 Excused for Legislative Business--Representatives Berry,
9 Coleman, Hoppe, Kester, Lawrence, Lee, Madden, Nuñez,
10 Paschall, Plant, Rhodes, Romanoff, Saliman, Scott, Stengel,
11 Tapia, Vigil, Young--18.
12 Excused--Representatives Garcia, Mace, Mitchell, Spence,
13 Stafford, Weddig--6.
14 Present after roll call--Representatives Berry, Coleman,
15 Garcia, Hoppe, Kester, Lawrence, Lee, Madden, Mitchell,
16 Nuñez, Paschall, Plant, Rhodes, Romanoff, Saliman, Scott,
17 Spence, Stafford, Stengel, Tapia, Vigil, Weddig, Young.
18
19 The Speaker declared a quorum present.
20
21

22 On motion of Representative Grossman, the reading of the journal of
23 April 10, 2001, was declared dispensed with and approved as corrected
24 by the Chief Clerk.
25
26

REPORTS OF COMMITTEES OF REFERENCE

APPROPRIATIONS

31 After consideration on the merits, the Committee recommends the
32 following:
33

34 **HB01-1022** be referred to the Committee of the Whole with favorable
35 recommendation.
36

37 **HB01-1036** be postponed indefinitely.
38

39 **HB01-1058** be postponed indefinitely.
40

41 **HB01-1071** be postponed indefinitely.
42

43 **HB01-1145** be postponed indefinitely.
44

1 **HB01-1157** be amended as follows, and as so amended, be referred to
 2 the Committee of the Whole with favorable
 3 recommendation:
 4

5 Amend the Education Committee Report, dated January 31, 2001, page
 6 1, line 4, strike "amended" and substitute "amended, and the said
 7 22-7-504 is further amended BY THE ADDITION OF A NEW
 8 SUBSECTION,".
 9

10 Page 2, after line 9, insert the following:
 11

12 "(4.5) THE GENERAL ASSEMBLY HEREBY FINDS AND DECLARES
 13 THAT, FOR PURPOSES OF SECTION 17 OF ARTICLE IX OF THE STATE
 14 CONSTITUTION, ASSESSING THE LITERACY AND READING SKILLS OF
 15 STUDENTS IS AN IMPORTANT ELEMENT OF ACCOUNTABLE EDUCATION
 16 REFORM AND THEREFORE MAY RECEIVE FUNDING FROM THE STATE
 17 EDUCATION FUND CREATED IN SECTION 17 (4) OF ARTICLE IX OF THE STATE
 18 CONSTITUTION.
 19

20 **SECTION 2. Appropriation.** In addition to any other
 21 appropriation, there is hereby appropriated, out of any moneys in the state
 22 education fund created in section 17 (4) of article IX of the state
 23 constitution not otherwise appropriated, to the department of education,
 24 for the fiscal year beginning July 1, 2001, the sum of one million three
 25 hundred fifty-three thousand three hundred ten dollars (\$1,353,310), or
 26 so much thereof as may be necessary, for the implementation of this act.";
 27

28 line 10, strike "2." and substitute "3.";
 29

30 after line 18, insert the following:
 31

32 "Page 1, line 101, strike "STUDENTS." and substitute "STUDENTS, AND
 33 MAKING AN APPROPRIATION THEREFOR."."
 34
 35
 36

37 **HB01-1183** be postponed indefinitely.
 38
 39

40 **HB01-1262** be amended as follows, and as so amended, be referred to
 41 the Committee of the Whole with favorable
 42 recommendation:
 43

44 Amend the Education Committee Report, dated February 21, 2001, page
 45 1, after line 2, insert the following:
 46

47 "Page 9, line 2, strike "MONEYS";
 48

49 strike lines 3 through 13;"
 50

51 line 3, strike "Page 9,".
 52

53 Page 2, after line 5, insert the following:
 54

55 "Page 11, strike lines 1 through 13 and substitute the following:
 56

1 "(3) (a) EXCEPT AS PROVIDED BY LAW, ALL MONEYS IN THE STATE
2 EDUCATION FUND ARE SUBJECT TO ANNUAL APPROPRIATION BY THE
3 GENERAL ASSEMBLY TO THE DEPARTMENT OF EDUCATION FOR THE
4 PURPOSES SET FORTH IN THIS SUBSECTION (3). THE DEPARTMENT SHALL
5 EXPEND ALL INTEREST DERIVED FROM THE DEPOSIT AND INVESTMENT OF
6 MONEYS IN THE FUND PRIOR TO EXPENDING ANY OF THE PRINCIPAL IN THE
7 FUND. THE MONEYS IN THE FUND SHALL ONLY BE USED TO COMPLY WITH
8 THE REQUIREMENTS OF SECTIONS 22-55-105 AND 22-55-106 AND FOR SUCH
9 PURPOSES AS MAY BE AUTHORIZED BY LAW AND THAT ARE CONSISTENT
10 WITH SECTION 17 (4) (b) OF ARTICLE IX OF THE STATE CONSTITUTION.

11
12 (b) NOTHING IN THIS SUBSECTION (3) SHALL BE CONSTRUED TO
13 REQUIRE ADDITIONAL OR FUTURE APPROPRIATIONS FROM THE STATE
14 EDUCATION FUND FOR ANY PROGRAM FOR WHICH AN APPROPRIATION FROM
15 THE FUND HAS PREVIOUSLY BEEN AUTHORIZED FOR ANY GIVEN FISCAL
16 YEAR IN ACCORDANCE WITH THE PROVISIONS OF PARAGRAPH (a) OF THIS
17 SUBSECTION (3).";

18
19 line 6, strike "Page 11,";

20
21 after line 7, insert the following:

22
23 "Page 12, after line 1, insert the following:

24
25 **"22-55-104. Procedures relating to state education fund**
26 **revenue estimates.** (1) (a) BY MARCH 1, 2002, AND BY MARCH 1 OF
27 EACH YEAR THEREAFTER, THE GENERAL ASSEMBLY, ACTING BY JOINT
28 RESOLUTION SPONSORED BY THE CHAIR AND VICE-CHAIR OF THE JOINT
29 BUDGET COMMITTEE, SHALL CERTIFY THE AMOUNT OF MONEYS IN THE
30 STATE EDUCATION FUND THAT SHOULD BE CONSIDERED AVAILABLE FOR
31 APPROPRIATION FOR THE NEXT STATE FISCAL YEAR. THE JOINT
32 RESOLUTION SHALL BE PREPARED AND INTRODUCED AFTER TAKING INTO
33 CONSIDERATION THE REVIEW OF THE MODEL CONDUCTED BY THE STAFF OF
34 THE LEGISLATIVE COUNCIL PURSUANT TO SUBSECTION (2) OF THIS SECTION.
35 THE JOINT RESOLUTION SHALL INCLUDE, BUT NEED NOT BE LIMITED TO,
36 THE FOLLOWING INFORMATION:

37
38 (I) THE AMOUNT OF TOTAL STATE MONEYS REQUIRED TO MEET THE
39 FUNDING REQUIREMENTS OF SECTIONS 22-55-105 AND 22-55-106 FOR THE
40 NEXT STATE FISCAL YEAR;

41
42 (II) THE AMOUNT OF STATE MONEYS AVAILABLE FROM FUNDS
43 OTHER THAN THE GENERAL FUND AND THE STATE EDUCATION FUND TO
44 MEET THE FUNDING REQUIREMENTS OF SECTIONS 22-55-105 AND
45 22-55-106 FOR THE NEXT STATE FISCAL YEAR;

46
47 (III) REVENUE PROJECTIONS FOR THE STATE EDUCATION FUND FOR
48 THE NEXT STATE FISCAL YEAR;

49
50 (IV) THE MAXIMUM AMOUNT OF MONEYS THAT CAN BE
51 APPROPRIATED FROM THE STATE EDUCATION FUND AND THE MINIMUM
52 AMOUNT OF MONEYS THAT CAN BE APPROPRIATED FROM THE GENERAL
53 FUND PURSUANT TO SECTION 22-55-107 TO MEET THE FUNDING
54 REQUIREMENTS OF SECTIONS 22-55-105 AND 22-55-106 FOR THE NEXT
55 STATE FISCAL YEAR WITHOUT ADVERSELY IMPACTING THE SOLVENCY OF
56 THE STATE EDUCATION FUND OR THE ABILITY OF THE GENERAL ASSEMBLY

1 TO COMPLY WITH SAID FUNDING REQUIREMENTS IN FUTURE YEARS; AND

2

3 (V) THE IMPACT OF VARIOUS LEVELS OF GENERAL FUND
4 APPROPRIATIONS ABOVE THE MINIMUM LEVEL IDENTIFIED PURSUANT TO
5 SUBPARAGRAPH (IV) OF THIS PARAGRAPH (a) ON THE AMOUNT OF MONEYS
6 AVAILABLE IN THE STATE EDUCATION FUND TO PROVIDE FUNDING IN THE
7 NEXT STATE FISCAL YEAR FOR SUCH PURPOSES AS MAY BE AUTHORIZED BY
8 LAW AND THAT ARE CONSISTENT WITH SECTION 17 (4) (b) OF ARTICLE IX
9 OF THE STATE CONSTITUTION.

10

11 (b) THE GENERAL ASSEMBLY SHOULD NOT APPROPRIATE AN
12 AMOUNT OF MONEYS FROM THE STATE EDUCATION FUND FOR THE NEXT
13 STATE FISCAL YEAR THAT EXCEEDS THE AMOUNT OF MONEYS CERTIFIED IN
14 THE JOINT RESOLUTION.

15

16 (2) BY FEBRUARY 1, 2002, AND BY EACH FEBRUARY 1
17 THEREAFTER, THE STAFF OF THE LEGISLATIVE COUNCIL, IN CONSULTATION
18 WITH THE STATE AUDITOR, THE OFFICE OF STATE PLANNING AND
19 BUDGETING, THE STATE TREASURER, THE DEPARTMENT OF EDUCATION,
20 AND THE JOINT BUDGET COMMITTEE, SHALL CAUSE TO BE CONDUCTED A
21 REVIEW OF THE MODEL USED TO FORECAST REVENUES IN AND
22 EXPENDITURES FROM THE FUND AND THE SPENDING REQUIREMENTS OF THE
23 "PUBLIC SCHOOL FINANCE ACT OF 1994", ARTICLE 54 OF THIS TITLE.
24 COPIES OF THE REVIEW SHALL PROMPTLY BE TRANSMITTED TO THE JOINT
25 BUDGET COMMITTEE AND THE EDUCATION COMMITTEES OF THE SENATE
26 AND THE HOUSE OF REPRESENTATIVES. THE REVIEW SHALL INCLUDE, BUT
27 NEED NOT BE LIMITED TO, THE FOLLOWING:

28

29 (a) A DETERMINATION OF THE REASONABLENESS OF THE
30 ASSUMPTIONS USED TO FORECAST THE REVENUES AND EXPENDITURES;

31

32 (b) A REVISION OF THE ASSUMPTIONS AS NECESSARY;

33

34 (c) INFORMATION ON THE FINANCIAL STABILITY OF THE FUND;

35

36 (d) PROJECTIONS OF THE AMOUNT OF TOTAL STATE MONEYS
37 REQUIRED TO MEET THE FUNDING REQUIREMENTS OF SECTIONS 22-55-105
38 AND 22-55-106 FOR THE NEXT STATE FISCAL YEAR;

39

40 (e) PROJECTIONS OF THE AMOUNT OF STATE MONEYS AVAILABLE
41 FROM FUNDS OTHER THAN THE GENERAL FUND AND THE STATE EDUCATION
42 FUND TO MEET THE FUNDING REQUIREMENTS OF SECTIONS 22-55-105 AND
43 22-55-106 FOR THE NEXT STATE FISCAL YEAR;

44

45 (f) REVENUE PROJECTIONS FOR THE STATE EDUCATION FUND;

46

47 (g) AN ESTIMATE OF THE MAXIMUM AMOUNT OF MONEYS THAT CAN
48 BE APPROPRIATED FROM THE STATE EDUCATION FUND AND THE MINIMUM
49 AMOUNT OF MONEYS THAT CAN BE APPROPRIATED FROM THE GENERAL
50 FUND TO MEET THE FUNDING REQUIREMENTS OF SECTIONS 22-55-105 AND
51 22-55-106 FOR THE NEXT STATE FISCAL YEAR WITHOUT ADVERSELY
52 IMPACTING THE SOLVENCY OF THE STATE EDUCATION FUND OR THE
53 ABILITY OF THE GENERAL ASSEMBLY TO COMPLY WITH SAID FUNDING
54 REQUIREMENTS IN FUTURE YEARS; AND

55

56 (h) ESTIMATES OF THE IMPACT OF VARIOUS LEVELS OF GENERAL

1 FUND APPROPRIATIONS ABOVE THE MINIMUM LEVEL IDENTIFIED PURSUANT
2 TO PARAGRAPH (d) OF THIS SUBSECTION (2) ON THE AMOUNT OF MONEYS
3 AVAILABLE IN THE STATE EDUCATION FUND TO PROVIDE FUNDING IN THE
4 NEXT STATE FISCAL YEAR FOR SUCH PURPOSES AS MAY BE AUTHORIZED BY
5 LAW AND THAT ARE CONSISTENT WITH SECTION 17 (4) (b) OF ARTICLE IX
6 OF THE STATE CONSTITUTION."

7
8 Renumber succeeding C.R.S. sections accordingly.";

9
10 line 8, strike "Page 12,";

11
12 strike lines 22 through 26 and substitute the following:

13
14 "line 16, strike "NECESSARY, AFTER" and substitute "NECESSARY TO
15 ENSURE THE LONG-TERM SOLVENCY OF THE STATE EDUCATION FUND.";

16
17 strike lines 17 through 27."

18
19 Strike pages 3 through 6.

20
21
22

23 **HB01-1263** be amended as follows, and as so amended, be referred to
24 the Committee of the Whole with favorable
25 recommendation:

26
27

Amend printed bill, page 5, after line 21, insert the following:

28
29 **"SECTION 2. No appropriation.** The general assembly has
30 determined that this act can be implemented within existing
31 appropriations, and therefore no separate appropriation of state moneys
32 is necessary to carry out the purposes of this act."

33
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37

38 **HB01-1272** be amended as follows, and as so amended, be referred to
39 the Committee of the Whole with favorable
40 recommendation:

41
42

Amend the Education Committee Report, dated February 12, 2001, page
43 2, line 4, strike "eight hundred sixty-six thousand nine hundred dollars
44 (\$14,866,900)," and substitute "ninety-five thousand three hundred forty
45 dollars (\$14,095,340),".

46
47
48

49 **HB01-1280** be postponed indefinitely.

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52

53 **HB01-1298** be amended as follows, and as so amended, be referred to
54 the Committee of the Whole with favorable
55 recommendation:

56

1 Amend printed bill, page 5, after line 23, insert the following:

2
3 "(7) THE COMMISSION MAY ACCEPT ANY PUBLIC OR PRIVATE GIFTS,
4 GRANTS, OR DONATIONS GIVEN FOR THE PURPOSE OF IMPLEMENTING THIS
5 SECTION. ANY SUCH GIFTS, GRANTS, OR DONATIONS SHALL BE CREDITED
6 TO THE COURSE NUMBERING FUND, WHICH FUND IS HEREBY CREATED IN
7 THE STATE TREASURY. MONEYS CREDITED TO THE FUND ARE HEREBY
8 CONTINUOUSLY APPROPRIATED TO THE COMMISSION FOR USE IN
9 OFFSETTING THE COSTS INCURRED BY THE COMMISSION IN IMPLEMENTING
10 THIS SECTION AND FOR ALLOCATION TO THE GOVERNING BOARDS TO
11 OFFSET THE COSTS INCURRED BY THE GOVERNING BOARDS IN
12 IMPLEMENTING THIS SECTION. ALL INTEREST DERIVED FROM THE DEPOSIT
13 AND INVESTMENT OF MONEYS IN THE COURSE NUMBERING FUND SHALL BE
14 CREDITED TO SAID FUND. ANY AMOUNT REMAINING IN THE COURSE
15 NUMBERING FUND AT THE END OF ANY FISCAL YEAR SHALL REMAIN IN SAID
16 FUND AND SHALL NOT BE CREDITED OR TRANSFERRED TO THE GENERAL
17 FUND OR TO ANY OTHER FUND."

18
19 Page 6, strike lines 5 through 10.

20
21 Renumber succeeding section accordingly.

22
23 Page 1, strike lines 104 through 105 and substitute "**EDUCATION.**".

24
25
26
27 **HB01-1324** be amended as follows, and as so amended, be referred to
28 the Committee of the Whole with favorable
29 recommendation:

30
31 Amend the Education Committee Report, dated February 14, 2001, page
32 2, line 12, strike "thirteen million two" and substitute "twelve million six
33 hundred thirty thousand dollars (\$12,630,000),";

34
35 line 13, strike "hundred sixty thousand dollars (\$13,260,000),".

36
37
38
39
40 **LOCAL GOVERNMENT**
41 After consideration on the merits, the Committee recommends the
42 following:

43
44 **SB01-016** be referred favorably to the Committee on Appropriations.

45
46
47 **SB01-148** be postponed indefinitely.

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50
51 **PRINTING REPORT**

52
53 The Chief Clerk reports the following bills have been correctly printed:
54 **HB01-1382, 1383, 1384.**

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DELIVERY OF BILLS TO GOVERNOR

The Chief Clerk of the House of Representatives reports the following bills have been delivered to the Office of the Governor: **HB01-1011, 1166, 1256** at 2:22 p.m., on April 10, 2001

MESSAGE FROM THE SENATE

Mr. Speaker:
The Senate has adopted and returns herewith: HJR01-1026.
The Senate has passed on Third Reading and transmitted to the Revisor of Statutes:
SB01-174, amended as printed in Senate Journal, April 9, page 793;
SB01-099, amended as printed in Senate Journal, April 9, page 793.

MESSAGE FROM THE REVISOR

We herewith transmit without comment, as amended, SB01-099, and 174.

MESSAGE FROM THE GOVERNOR

I certify I received the following on the 10th day of April, 2001, at 9:55 a.m. The original is on file in the records of the House of Representatives of the General Assembly.

Judith Rodrigue,
Chief Clerk of the House

April 9, 2001

To the Honorable
House of Representatives
Sixty-third General Assembly
First Regular Session
Denver, CO 90203

Ladies and Gentlemen:

I have the honor to inform you that I have approved and filed with the Secretary of State the following acts:

HB01-1008 Concerning Calculations Of The Contributions Necessary To Eliminate The Unfunded Liability Of State-assisted Old Hire Police Officers' And Firefighters' Pension Plans.

Approved April 9, 2001 at 2:16 p.m.

1 **HB01-1217** Concerning The Authority Of A Local Board Of Health To
2 Promulgate Authorizing Cease And Desist Orders When
3 Sewage Treatment Does Not Comply With Certain Laws.

4
5 Approved April 9, 2001 at 2:17 p.m.

6
7 **HB01-1254** Concerning A Requirement For Notice To Owners Of Land
8 Directly Affected By Water Rights Adjudication
9 Applications.

10
11 Approved April 9, 2001 at 2:18 p.m.

12
13 **HB01-1321** Concerning The Effect Of The Execution Of A Tax Deed
14 On A Preexisting Equitable Servitude That Runs With
15 Land.

16
17 Approved April 9, 2001 at 2:21 p.m.

18
19 **HB01-1340** Concerning Amendments That Conform Current Law To
20 Prior Statutory Changes Regarding The Review Of Certain
21 Facility Program Plans By A Joint Committee Of The
22 General Assembly.

23
24 Approved April 9, 2001 at 2:23 p.m.

25
26 Sincerely,
27 (signed)
28 Bill Owens
29 Governor

30 _____

31
32
33 **INTRODUCTION OF BILL**
34 **First Reading**
35

36 The following bill was read by title and referred to the committees
37 indicated:

38
39 **SB01-006** by Senator(s) Dennis, Entz, Chlouber, Dyer (Durango);
40 also Representative(s) Larson, Stengel--Concerning the
41 creation of the habitat partnership program, and, in
42 connection therewith, changing the duties of the habitat
43 partnership council, habitat partnership committee, and
44 director of the division of wildlife, and funding the habitat
45 partnership cash fund.

46 Committee on Agriculture, Livestock, & Natural Resources
47 Committee on Finance

48
49 _____

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51
52 House in recess. House reconvened.
53
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55 _____

CONSIDERATION OF RESOLUTIONS1
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HJR01-1021 by Representative(s) Sinclair; also Senator(s) Linkhart--
Concerning the encouragement of the United States Postal
Service to issue a stamp commemorating purple heart
award recipients.

(Printed and placed in member's file, Report also printed in House
Journal March 21, pages 905-906.)

On motion of Representative Sinclair, the resolution was **adopted** by **viva**
voce vote.

Co-sponsors added: Roll call of the House.

SJR01-013 by Senator(s) Thiebaut; also Representative(s) Spradley--
Concerning setting the convening date for the next regular
session of the General Assembly.

(Printed and placed in member's file)

On motion of Representative Spradley, the resolution was **adopted** by
viva voce vote.

Co-sponsors added: Representatives Chavez, Hoppe, Larson, Mr. Speaker.

REPORT OF COMMITTEE OF REFERENCE**APPROPRIATIONS**

After consideration on the merits, the Committee recommends the
following:

SB01-212 be referred to the Committee of the Whole with favorable
recommendation.

On motion of Representative Spradley, **HB01-1100, 1172, 1193,**
SB01-203, HB01-1130, SB01-202 shall be made Special Orders on
Wednesday, April 11, 2001, at 9:57 a.m.

The hour of 9:57 a.m., having arrived, on motion of Representative
Fairbank, the House resolved itself into Committee of the Whole for
consideration of Special Orders and he was called to the Chair to act as
Chairman.

SPECIAL ORDERS--SECOND READING OF BILLS

The Committee of the Whole having risen, the Chairman reported the
titles of the following bills had been read (reading at length had been

1 dispensed with by unanimous consent), the bills considered and action
2 taken thereon as follows:

3
4 (Amendments to the committee amendment are to the printed committee
5 report which was printed and placed in the members' bill file.)

6
7 **HB01-1100** by Representative(s) Swenson, Larson, Miller, Ragsdale;
8 also Senator(s) May, Dyer (Durango), Fitz-Gerald--
9 Concerning the administration of the distributive data
10 processing system, and, in connection therewith,
11 increasing fees, renaming the system, and making an
12 appropriation.

13
14 Amendment No. 1, Appropriations Report, dated April 4, 2001, and
15 placed in member's bill file; Report also printed in House Journal,
16 April 4, pages 1098-1099.

17
18 As amended, ordered engrossed and placed on the Calendar for Third
19 Reading and Final Passage.

20
21
22 **HB01-1172** by Representative(s) White, Rippy, Snook, Stengel; also
23 Senator(s) Fitz-Gerald--Concerning multijurisdictional
24 housing authorities.

25
26 Amendment No. 1, Local Government Report, dated January 31, 2000,
27 and placed in member's bill file; Report also printed in House Journal,
28 February 1, page 231.

29
30 Amendment No. 2, Appropriations Report, dated April 4, 2000, and
31 placed in member's bill file; Report also printed in House Journal,
32 April 4, page 1099.

33
34 Amendment No. 3, by Representative White.

35
36 Amend the Local Government Committee Report, dated January 31,
37 2001, page 1, strike line 10 and substitute the following:

38
39 "Page 4, strike lines 15 through 19 and substitute the following:

40
41 "(II) EACH SUCH TAX OR FEE SHALL CONFORM WITH ANY
42 REQUIREMENTS SPECIFIED IN SUBSECTION (3) OF THIS SECTION; AND

43
44 (III) THE AUTHORITY SHALL DESIGNATE A FINANCIAL OFFICER WHO
45 SHALL COORDINATE WITH THE DEPARTMENT OF REVENUE REGARDING THE
46 COLLECTION OF A SALES AND USE TAX AUTHORIZED PURSUANT TO
47 PARAGRAPH (f.1) OF SUBSECTION (3) OF THIS SECTION. THIS
48 COORDINATION SHALL INCLUDE BUT NOT BE LIMITED TO THE FINANCIAL
49 OFFICER IDENTIFYING THOSE BUSINESSES ELIGIBLE TO COLLECT THE SALES
50 AND USE TAX AND ANY OTHER ADMINISTRATIVE DETAILS IDENTIFIED BY
51 THE DEPARTMENT.";

52
53 after line 16 of the committee report, insert the following:

54
55 "line 16, after "BOTH," insert "AT A RATE NOT TO EXCEED ONE
56 PERCENT,";

- 1 Page 2 of the committee report, line 2, strike "29-2-108." and substitute
2 "29-2-108."";
3
4 after line 2 of the committee report, insert the following:
5
6 "line 23, after the period, add "HOWEVER, THE EXECUTIVE DIRECTOR
7 SHALL NOT BEGIN THE COLLECTION, ADMINISTRATION, AND ENFORCEMENT
8 OF A SALES AND USE TAX UNTIL SUCH TIME AS THE FINANCIAL OFFICER OF
9 THE AUTHORITY AND THE EXECUTIVE DIRECTOR HAVE AGREED ON ALL
10 NECESSARY MATTERS PURSUANT TO SUBPARAGRAPH (III) OF PARAGRAPH
11 (e) OF SUBSECTION (2) OF THIS SECTION. THE EXECUTIVE DIRECTOR SHALL
12 BEGIN THE COLLECTION, ADMINISTRATION, AND ENFORCEMENT OF A SALES
13 AND USE TAX ON A DATE MUTUALLY AGREEABLE TO THE DEPARTMENT OF
14 REVENUE AND THE AUTHORITY."";
15
16 line 3 of the committee report, strike "PORTION." and substitute
17 "PORTION."";
18
19 strike lines 4 through 6 of the committee report and substitute the
20 following:
21
22 "line 22, strike "UPON" and substitute "AT A RATE NOT TO EXCEED FIVE
23 MILLS ON EACH DOLLAR OF VALUATION FOR ASSESSMENT OF THE
24 TAXABLE";
25
26 line 23, strike "ALL OF THE".
27
28 Page 7, strike lines 21 through 26;
29
30 line 27, after "(f.5)", insert "(I)".";
31
32 line 8 of the committee report, strike ""PORTION." and substitute
33 ""PORTION."";
34
35 after line 8 of the committee report, insert the following:
36
37 "strike lines 4 through 10 and substitute the following:
38
39 "APPLY FOR APPROVAL FOR NEW RESIDENTIAL, COMMERCIAL, OR
40 INDUSTRIAL CONSTRUCTION IN ACCORDANCE WITH APPLICABLE
41 ORDINANCES, RESOLUTIONS, OR REGULATIONS OF ANY COUNTY OR
42 MUNICIPALITY.
43
44 (II) NOTWITHSTANDING THE PROVISIONS OF SUBPARAGRAPH (I) OF
45 THIS PARAGRAPH (f.5), AN IMPACT FEE MAY ONLY BE IMPOSED BY AN
46 AUTHORITY IF ALL OF THE FOLLOWING CONDITIONS HAVE BEEN SATISFIED:
47
48 (A) NO PORTION OF THE AUTHORITY IS LOCATED IN A COUNTY
49 WITH A POPULATION OF MORE THAN ONE HUNDRED THOUSAND;
50
51 (B) THE FEE IS NOT LEVIED UPON THE DEVELOPMENT,
52 CONSTRUCTION, PERMITTING, OR OTHERWISE IN CONNECTION WITH LOW
53 OR MODERATE INCOME HOUSING OR AFFORDABLE EMPLOYEE HOUSING;
54
55 (C) THE RATE OF THE FEE IS TWO DOLLARS PER SQUARE FOOT OR
56 LESS; AND

1 (D) THE AUTHORITY ALSO IMPOSES A SALES AND USE TAX
2 PURSUANT TO PARAGRAPH (f.1) OF THIS SUBSECTION (3), AN AD VALOREM
3 TAX PURSUANT TO PARAGRAPH (f.2) OF THIS SUBSECTION (3), OR BOTH."."

4
5 As amended, ordered engrossed and placed on the Calendar for Third
6 Reading and Final Passage.

7
8
9 **SB01-203** by Senator(s) Phillips, Windels, McElhany; also
10 Representative(s) Larson, Lawrence, Miller--Concerning
11 deadlines for the submittal of budget information by
12 certain state agencies to the capital development
13 committee.

14
15 Ordered revised and placed on the Calendar for Third Reading and Final
16 Passage.

17
18
19 **HB01-1193** by Representative(s) Alexander, Coleman--Concerning
20 modifications to the "Colorado children's code" to be
21 consistent with federal law.

22
23 Amendment No. 1, Civil Justice & Judiciary Report, dated February 1,
24 2000, and placed in member's bill file; Report also printed in House
25 Journal, February 2, page 257.

26
27 Amendment No. 2, Appropriations Report, dated April 4, 2000, and
28 placed in member's bill file; Report also printed in House Journal,
29 April 4, page 1100.

30
31 Amendment No. 3, by Representative Alexander.

32
33 Amend the Civil Justice & Judiciary Committee Report, dated February
34 1, 2001, page 1, strike lines 1 through 11 and substitute the following:

35
36 "Amend printed bill, page 4, after line 1, insert the following:

37
38 **"SECTION 1. Legislative declaration.** The general assembly
39 hereby finds and declares that the manner of proper implementation of
40 the administrative permanency review process pursuant to federal
41 standards specified in section 42 U.S.C. 675 and the regulations adopted
42 in connection therewith, as amended, is uncertain. The general assembly
43 strongly encourages the department of human services to seek guidance
44 from appropriate federal authorities to assure that the state of Colorado
45 is in compliance with section 42 U.S.C. 675 and the regulations adopted
46 in connection therewith, as amended."

47
48 Renumber succeeding sections accordingly.

49
50 Page 4, line 4, strike "THE FOLLOWING NEW SUBSECTIONS," and
51 substitute "A NEW SUBSECTION,";

52
53 strike lines 7 through 10.

54
55 Page 10, strike lines 17 through 20 and substitute the following:

56

1 ~~"(c) If the review is conducted by the department of human~~
2 ~~services as an administrative review, the department shall forward a copy~~
3 ~~of the findings required in paragraph (a) of this subsection (2) to the~~
4 ~~appropriate judicial district."~~;

5

6 strike lines 26 and 27 and substitute the following:

7

8 "there is no objection by any party to the action, after notice to the
9 juvenile, the juvenile's parents or guardian, any service providers
10 working".

11

12 Page 11, strike lines 1 through 14 and substitute the following:

13

14 "with the juvenile, the juvenile's guardian ad litem, if one has been
15 appointed, and all attorneys of record, the court may require the
16 department of human services to conduct a permanency review. At the
17 permanency review, the entity conducting the review shall make
18 determinations as to the following:";

19

20 strike lines 21 and 22 and substitute the following:

21

22 "PERMANENCY PLAN THAT IS IN EFFECT AT THAT TIME;".

23

24 Page 12, strike lines 10 through 17 and substitute the following:

25

26 ~~"(c) If the review is conducted by the department of human~~
27 ~~services as an administrative review, the department shall forward a copy~~
28 ~~of the findings required in paragraph (a) of this subsection (3) to the~~
29 ~~appropriate judicial district."~~

30

31 Page 13, line 7, strike "IF A JUVENILE IS PLACED";

32

33 strike lines 8 through 22.".

34

35 Page 2 of the Civil Justice & Judiciary Committee Report, strike lines 2
36 through 5 and substitute the following:

37

38 "THE COURT SHALL MAKE";

39

40 strike lines 24 and 25 of the Civil Justice & Judiciary Committee Report
41 and substitute the following:

42

43 "Page 24, line 10, strike the second "REVIEWS" and substitute
44 "HEARINGS"."

45

46 As amended, ordered engrossed and placed on the Calendar for Third
47 Reading and Final Passage.

48

49

50 **HB01-1130** by Representative(s) Grossman; also Senator(s) Lamborn--
51 Concerning DNA testing of felons sentenced to the
52 department of corrections.

53

54 Laid over until April 12, retaining place on Calendar.

55

1 **SB01-202** by Senator(s) Thiebaut, Matsunaka, Andrews; also
 2 Representative(s) Spradley, Dean, Grossman--Concerning
 3 appropriations related to the legislative department, and
 4 making appropriations in connection therewith.
 5

6 Ordered revised and placed on the Calendar for Third Reading and Final
 7 Passage.
 8

9
 10 **AMENDMENTS TO THE COMMITTEE OF THE WHOLE REPORT**
 11

12 Representative Paschall moved to amend the Report of the Committee of
 13 the Whole to show that the following Paschall amendment, to
 14 HB01-1193, did pass, and that **HB01-1193, as amended**, did pass.
 15

16 Amend printed bill, page 25, after line 22, insert the following:
 17

18 "SECTION 14. Article 1 of title 19, Colorado Revised Statutes,
 19 is amended BY THE ADDITION OF A NEW SECTION to read:
 20

21 **19-1-102.5. Legislative intent - parental rights.** (1) THE
 22 GENERAL ASSEMBLY HEREBY FINDS AND DECLARES THAT THE UNITED
 23 STATES SUPREME COURT DECISION, TROXEL V. GRANVILLE, 530 U.S. 57,
 24 120 S.Ct. 2054 (2000), REAFFIRMED PARENTAL RIGHTS.
 25

26 (2) THE GENERAL ASSEMBLY, THEREFORE, FINDS AND DECLARES
 27 THAT THE OLDEST AND MOST FUNDAMENTAL LIBERTY INTEREST IS THE
 28 INTEREST OF PARENTS IN THE CARE, CUSTODY, AND CONTROL OF THEIR
 29 CHILDREN.
 30

31 (3) (a) IT IS THE INTENT OF THE GENERAL ASSEMBLY THAT, IN
 32 ORDER TO RECOGNIZE PARENTS' FUNDAMENTAL LIBERTY INTEREST IN THE
 33 CARE, CUSTODY, AND CONTROL OF THEIR CHILDREN, CONSIDERATION
 34 SHALL BE GIVEN TO PARENTAL RIGHTS TO DIRECT AND CONTROL THE
 35 UPBRINGING, EDUCATION, VALUES, AND DISCIPLINE OF THEIR CHILDREN.
 36

37 (b) TO HONOR AND RESPECT THE RIGHTS OF PARENTS OF THE STATE
 38 OF COLORADO, THIS SECTION SHALL BE LIBERALLY CONSTRUED TO BE
 39 APPLICABLE TO EACH PROVISION OF THIS TITLE."
 40

41 Renumber succeeding section accordingly.
 42

43 The amendment was declared **lost** by the following roll call vote:
 44

YES	21	NO	39	EXCUSED	5	ABSENT	0
Alexander	N	Groff	N	Miller	N	Spence	E
Bacon	N	Grossman	N	Mitchell	E	Spradley	Y
Berry	N	Hefley	Y	Nuñez	Y	Stafford	E
Borodkin	N	Hodge	N	Paschall	Y	Stengel	N
Boyd	N	Hoppe	Y	Plant	N	Swenson	Y
Cadman	Y	Jahn	N	Ragsdale	N	Tapia	N
Chavez	N	Jameson	N	Rhodes	Y	Tochtrop	N
Clapp	Y	Johnson	N	Rippy	N	Veiga	N
Cloer	Y	Kester	N	Romanoff	N	Vigil	N
Coleman	N	King	Y	Saliman	N	Webster	N

1	Crane	Y	Larson	N	Sanchez	N	Weddig	E
2	Daniel	N	Lawrence	N	Schultheis	Y	White	N
3	Decker	N	Lee	Y	Scott	Y	Williams S.	N
4	Fairbank	Y	Mace	E	Sinclair	Y	Williams T.	N
5	Fritz	Y	Madden	N	Smith	N	Witwer	Y
6	Garcia	N	Marshall	N	Snook	N	Young	Y
7							Mr. Speaker	Y

9

ADOPTION OF COMMITTEE OF THE WHOLE REPORT

12

13 Passed Second Reading: **HB01-1100 amended, 1172 amended,**
 14 **SB01-203, HB01-1193 amended, SB01-202.**

15

16 Laid over until date indicated retaining place on Calendar: **HB01-1130--**
 17 **April 12, 2001.**

18

19 The Chairman moved the adoption of the Committee of the Whole
 20 Report. As shown by the following roll call vote, a majority of those
 21 elected to the House voted in the affirmative, and the Report was
 22 **adopted.**

23

24	YES	60	NO	0	EXCUSED	5	ABSENT	0
----	-----	----	----	---	---------	---	--------	---

25

26	Alexander	Y	Groff	Y	Miller	Y	Spence	E
27	Bacon	Y	Grossman	Y	Mitchell	E	Spradley	Y
28	Berry	Y	Hefley	Y	Nuñez	Y	Stafford	E
29	Borodkin	Y	Hodge	Y	Paschall	Y	Stengel	Y
30	Boyd	Y	Hoppe	Y	Plant	Y	Swenson	Y
31	Cadman	Y	Jahn	Y	Ragsdale	Y	Tapia	Y
32	Chavez	Y	Jameson	Y	Rhodes	Y	Tochtrop	Y
33	Clapp	Y	Johnson	Y	Rippy	Y	Veiga	Y
34	Cloer	Y	Kester	Y	Romanoff	Y	Vigil	Y
35	Coleman	Y	King	Y	Saliman	Y	Webster	Y
36	Crane	Y	Larson	Y	Sanchez	Y	Weddig	E
37	Daniel	Y	Lawrence	Y	Schultheis	Y	White	Y
38	Decker	Y	Lee	Y	Scott	Y	Williams S.	Y
39	Fairbank	Y	Mace	E	Sinclair	Y	Williams T.	Y
40	Fritz	Y	Madden	Y	Smith	Y	Witwer	Y
41	Garcia	Y	Marshall	Y	Snook	Y	Young	Y
42							Mr. Speaker	Y

43

44

45

46

47 On motion of Representative Spradley, **SB01-212** shall be made Special
 48 Orders on Wednesday, April 11, 2001, at 11:05 a.m.

49

50

51 The hour of 11:05 a.m., having arrived, on motion of Representative
 52 Fairbank, the House resolved itself into Committee of the Whole for
 53 consideration of Special Orders and he was called to the Chair to act as
 54 Chairman.

55

56

1 **SPECIAL ORDERS--SECOND READING OF BILL**

2
3 The Committee of the Whole having risen, the Chairman reported the title
4 of the following bill had been read (reading at length had been dispensed
5 with by unanimous consent), the bill considered and action taken thereon
6 as follows:

7
8 (Amendments to the committee amendment are to the printed committee
9 report which was printed and placed in the members' bill file.)

10
11 **SB01-212** by Senator(s) Reeves, Tate, Owen; also Representative(s)
12 Young, Berry, Saliman--Concerning the provision for
13 payment of the expenses of the executive, legislative, and
14 judicial departments of the state of Colorado, and of its
15 agencies and institutions, for and during the fiscal year
16 beginning July 1, 2001, except as otherwise noted.

17
18
19 A motion by Representative Spradley that the Committee rise, report
20 progress and beg leave to sit again at 1:30 p.m., was adopted by
21 unanimous consent.

22 _____
23
24 House reconvened.

25
26 The Committee of the Whole reported it had risen, reported progress and
27 would sit again at 1:30 p.m.

28 _____
29
30 House in recess. House reconvened.

31 _____
32
33 On motion of Representative Fairbank, the House resolved itself into
34 Committee of the Whole for continuation of consideration of Special
35 Orders, and he returned to the Chair to act as Chairman.

36 _____
37
38 **SPECIAL ORDERS--SECOND READING OF BILLS**

39 (continued)

40 SB01-212 (continued)

41
42 Amendment No. 1, by Representative Sinclair.

43
44 Amend reengrossed bill, page 87, line 5, in the ITEM & SUBTOTAL
45 column, strike "3,133,400" and substitute "3,090,035" and, in the
46 GENERAL FUND column, strike "3,133,400" and substitute
47 "3,090,035".

48
49 Adjust affected totals accordingly.

50
51 Page 88, line 3, strike "**TECHNOLOGY**^{34, 35, 36, 37, 38, 39, 39a}" and substitute
52 "**TECHNOLOGY**^{34, 35, 36, 37, 38, 39}".

53
54 line 4, in the ITEM & SUBTOTAL column, strike "1,035,350" and
55 substitute "1,078,715" and, in the GENERAL FUND column, strike
56 "1,035,350" and substitute "1,078,715".

1 Adjust affected totals accordingly.

2

3 Page 94, strike lines 13 through 15.

4

5

6 Amendment No. 2, by Representative Sinclair.

7

8 Amend reengrossed bill, page 102, strike "**PREMIUMS**"^{46, 47, 48, 50, 51, 52, 53"}
9 and substitute "**PREMIUMS**"^{46, 47, 48, 50, 51, 52, 53, 53a"}.

10

11 Page 121, after line 5, insert the following:

12

13 "53a Department of Health Care Policy and Financing, Medical
14 Services Premiums -- The Department is requested to
15 provide a report outlining the historical and anticipated
16 expenditure of funds for the Quality of Care Incentive
17 Payment program, pursuant to Section 26-4-410 (2) (c.5)
18 (I), Colorado Revised Statutes. This report is requested to
19 be provided to the House Health, Environment, Welfare,
20 and Institutions Committee and the Senate Health,
21 Environment, Children and Families Committee by no later
22 than November 1, 2001."

23

24

25 Amendment No. 3, by Representative Dean.

26

27 Amend reengrossed bill, page 129, after line 6, insert the following:

28

	ITEM & SUBTOTAL	GENERAL FUND
	\$	\$

32

33 "Allocations by the 34 Colorado Commission 35 on Higher Education to 36 Nursing Programs ^{69a}	194,112	194,112".
---	---------	-----------

37

38 Adjust affected totals accordingly.

39

40 Page 134, line 2, in the ITEM & SUBTOTAL column, strike
41 "495,968,429" and substitute "495,713,593" and, in the GENERAL
42 FUND column, strike "217,925,002" and substitute "217,670,166".

43

44 Adjust affected totals accordingly.

45

46 Page 148, after line 14, insert the following:

47

48 "69a Department of Higher Education, Colorado Commission on
49 Higher Education, Special Purpose, Allocations by the Colorado
50 Commission on Higher Education to Nursing Programs -- It is the
51 intent of the General Assembly that the Colorado Commission on
52 Higher Education allocate these funds to nurse training programs
53 at state-funded higher education institutions other than the
54 University of Colorado Health Sciences Center."

55

1 Page 226, line 5, in the ITEM & SUBTOTAL column, strike "24,952"
2 and substitute "85,676" and, in the GENERAL FUND column, strike
3 "24,952" and substitute "85,676".

4
5 Adjust affected totals accordingly.

6
7
8 Amendment No. 4, by Representative Young.

9
10 Amend reengrossed bill, page 157, line 8, in the ITEM & SUBTOTAL
11 column, strike "15,258,530" and substitute "15,297,128" and, in the
12 GENERAL FUND column, strike "2,362,286" and substitute
13 "2,400,884".

14
15 Adjust affected totals accordingly.

16
17 Page 385, line 10, in the ITEM & SUBTOTAL column, strike
18 "2,136,289" and substitute "2,097,691" and, in the GENERAL FUND
19 column, strike "385,370" and substitute "346,772".

20
21 Adjust affected totals accordingly.

22
23
24 Amendment No. 5, by Representative Lee.

25
26 Amend reengrossed bill, page 192, line 6, strike "**CORRECTIONS**^{7,8,11,}
27 ^{41,114}" and substitute "**CORRECTIONS**^{7,8,11,41,114,114a}".

28
29 Page 217, after line 17, insert the following:

30
31 "114a Department of Human Services, Division of Youth Corrections --
32 It is the intent of the General Assembly that if there are General
33 Fund savings associated with the elimination of the juvenile boot
34 camp, such savings shall be used to fund mental health services
35 for persons affected by the Columbine tragedy."

36
37
38 Amendment No. 6, by Representative Berry.

39
40 Amend reengrossed bill, page 249, line 7, in the ITEM & SUBTOTAL
41 column, strike "1,982,818" and substitute "1,471,713".

42
43 Page 251, line 3, in the TOTAL column, strike "24,182,971" and
44 substitute "23,671,866", in the CASH FUNDS column, strike
45 "8,204,419^a" and substitute "8,071,636^a", in the CASH FUNDS EXEMPT
46 column, strike "1,234,341^b" and substitute "1,198,417^b", and, in the
47 FEDERAL FUNDS column, strike "14,744,211" and substitute
48 "14,401,813";

49
50 Page 25, line 5, strike "\$3,910,427" and substitute "\$3,854,417", and
51 strike "\$2,795,128" and substitute "\$2,735,628";

52
53 line 7, strike "\$299,760" and substitute "\$292,470", and strike "\$571,880"
54 and substitute "\$561,897";

55
56 line 9, strike "\$587,079" and substitute "\$566,080";

1 line 10, strike "\$220,735" and substitute "\$208,313";
2
3 line 11, strike "\$155,661" and substitute "\$153,158".
4
5 Adjust affected totals accordingly.
6
7
8 Amendment No. 7, by Representative Williams T.
9
10 Amend reengrossed bill, page 249, line 7, in the ITEM & SUBTOTAL
11 column, strike "1,982,818" and substitute "1,955,386";
12
13 line 8, in the ITEM & SUBTOTAL column, strike "30,097" and
14 substitute "29,896";
15
16 line 10, in the ITEM & SUBTOTAL column, strike "2,624,318" and
17 substitute "2,602,759";
18
19 line 11, in the ITEM & SUBTOTAL column, strike "485,218" and
20 substitute "473,186".
21
22 Page 251, line 3, in the TOTAL column, strike, "24,182,971" and
23 substitute "24,121,747" and, in the CASH FUNDS column, strike
24 "8,204,419^a" and substitute "8,143,195^a".
25
26 Adjust affected totals accordingly.
27
28 Page 251, line 5, strike "\$3,910,427" and substitute "\$3,849,203".
29
30 Page 257, line 8, in the ITEM & SUBTOTAL column, strike "5,482,720"
31 and substitute "4,981,081";
32
33 line 9, in the ITEM & SUBTOTAL column, strike "(106.4 FTE)" and
34 substitute "(98.4 FTE)";
35
36 line 10, in the ITEM & SUBTOTAL column, strike "619,781" and
37 substitute "602,868";
38
39 line 12, strike "21,160 hours" and substitute "27,063 hours" and, in the
40 ITEM & SUBTOTAL column, strike "2,065,979" and substitute
41 "2,642,575".
42
43 Page 258, line 3, in the ITEM & SUBTOTAL column, strike "8,718,544"
44 and substitute "8,776,588" and, in the CASH FUNDS column, strike
45 "8,435,714^a" and substitute "8,493,758^a".
46
47 Adjust affected totals accordingly.
48
49 Page 258, line 5, strike "\$7,896,103" and substitute "\$7,954,147".
50
51 Page 339, line 7, in the ITEM & SUBTOTAL column, strike "1,069,477"
52 and substitute "1,096,909" and, in the CASH FUNDS EXEMPT column,
53 strike "619,773(T)^a" and substitute "647,205(T)^a";
54
55

1 line 8, in the ITEM & SUBTOTAL column, strike "18,837" and
 2 substitute "19,038" and, in the CASH FUNDS EXEMPT column, strike
 3 "12,015(T)^{an}" and substitute "12,216(T)^{an}";

4
 5 line 10, in the ITEM & SUBTOTAL column, strike "1,392,250" and
 6 substitute "1,412,219", in the GENERAL FUND column, strike
 7 "642,060" and substitute "640,794", and, in the CASH FUNDS EXEMPT
 8 column, strike "738,313(T)^{an}" and substitute "759,548(T)^{an}";

9
 10 line 11, in the ITEM & SUBTOTAL column, strike "314,558" and
 11 substitute "325,000", in the GENERAL FUND column, strike "131,850"
 12 and substitute "130,584", and, in the CASH FUNDS EXEMPT column,
 13 strike "177,869(T)^{an}" and substitute "189,577(T)^{an}".

14
 15 Adjust affected totals and (T) notation totals accordingly.

16
 17 Page 341, line 3, strike "\$3,484,781" and substitute "\$3,545,357".

18
 19 Page 346, line 10, in the ITEM & SUBTOTAL column, strike "353,483"
 20 and substitute "195,448" and, in the GENERAL FUND column, strike
 21 "351,483" and substitute "193,448";

22
 23 line 11, in the ITEM & SUBTOTAL column, strike "(5.0 FTE)" and
 24 substitute "(3.0 FTE)";

25
 26 line 12, in the ITEM & SUBTOTAL column, strike "24,030" and
 27 substitute "21,822" and, in the GENERAL FUND column, strike
 28 "24,030" and substitute "21,822";

29
 30 after line 12, insert the following:

	ITEM & SUBTOTAL	GENERAL FUND
	\$	\$
36 "Administrative Law Judge		
37 Services	162,775	162,775".

38
 39 Adjust affected totals accordingly.

40
 41 Page 360, line 5, in the ITEM & SUBTOTAL column, strike "2,599,789"
 42 and substitute "3,232,693";

43
 44 line 6, in the ITEM & SUBTOTAL column, strike "(38.5 FTE)" and
 45 substitute "(47.5 FTE)";

46
 47 line 7, in the ITEM & SUBTOTAL column, strike "132,197" and
 48 substitute "178,088";

49
 50 line 9, in the TOTAL column, strike "2,876,681" and substitute
 51 "3,555,476" and, in the CASH FUNDS EXEMPT column, strike
 52 "2,876,681(T)^{an}" and substitute "3,555,476(T)^{an}".

53
 54 Adjust affected totals and (T) notation totals accordingly.

55
 56

1 Amendment No. 8, by Representative King.

2

3 Amend reengrossed bill, page 344, line 1, in the ITEM & SUBTOTAL
4 column, strike "35,000" and substitute "105,000" and, in the CASH
5 FUNDS column, strike "35,000" and substitute "105,000".

6

7 Adjust affected totals accordingly.

8

9

10 Amendment No. 9, by Representative Hefley.

11

12 Amend reengrossed bill, page 476, line 2, strike "**GROUP**" and substitute
13 "**GROUP**^{237a}".

14

15 Page 492, after line 5, insert the following:

16

17 "237a Department of Revenue, Motor Vehicle Business Group -- As of
18 the introduction of S.B. 01-212, S.B. 01-109, which reauthorizes
19 the Motorist Insurance Identification Database Program pursuant
20 to Sections 42-7-601 through 609, Colorado Revised Statutes,
21 has not been enacted. If passed, S.B. 01-109 would provide its
22 own appropriation, an appropriation which would not affect the
23 state's revenue limitations pursuant to Article X, Section 20 of
24 the Colorado constitution. The revenue estimates for
25 FY 2001-02 already assume continuation of the fees provided
26 for under the Motorist Insurance Identification Database
27 Program. If S.B. 01-109 does not pass, the Joint Budget
28 Committee will consider a supplemental appropriation to
29 provide the Department of Revenue with sufficient spending
30 authority for the Department to wind up the program pursuant to
31 Section 24-34-104 (5) (b), Colorado Revised Statutes."

32

33

34 Amendment No. 10, by Representative Lawrence.

35

36 Amend reengrossed bill, page 527, line 5, in the ITEM & SUBTOTAL
37 column, strike "4,000,000" and substitute "38,805,105" and, in the
38 CAPITAL CONSTRUCTION FUND EXEMPT column, strike
39 "4,000,000" and substitute "38,805,105";

40

41 line 7, in the ITEM & SUBTOTAL column, strike "2,114,774" and
42 substitute "26,377,275" and, in the CAPITAL CONSTRUCTION FUND
43 EXEMPT column, strike "2,114,774" and substitute "26,377,275".

44

45 Adjust affected totals accordingly.

46

47 Page 540, line 12, strike "Arts" and substitute "Arts - Available March 1,
48 2002".

49

50 Page 549, line 3, strike "3" and substitute "3 - Available March 1, 2002";

51

52 line 4, strike "4" and substitute "4 - Available March 1, 2002";

53

54 line 6, strike "3" and substitute "3 - Available March 1, 2002".

55

1 Page 554, line 9, strike "3³" and substitute "3 - Available March 1,
2 2002³";

3
4 line 12, strike "Fund" and substitute "Fund - Available March 1, 2002".

5
6 Page 573, line 2, strike "3" and substitute "3 - Available March 1, 2002".

7
8 Page 607, line 4, strike "3" and substitute "3 - Available March 1, 2002".

9
10
11 Amendment No. 11, by Representative Fritz.

12
13 Amend reengrossed bill, page 598, after line 6, insert the following:

15	ITEM &	CAPITAL
16	SUBTOTAL	CONSTRUCTION
17		FUND
18		EXEMPT
19	\$	\$
21	"Statewide Security	
22	Assessment and	
23	Firewall Implementation <u>250,000</u>	250,000".

24
25 Adjust affected totals accordingly.

26
27 As amended, ordered revised and placed on the Calendar for Third
28 Reading and Final Passage.
29 (For change in action, see Amendments to Report, pages 1183, 1184,
30 1187, 1188, 1191.)

31
32
33
34 **AMENDMENTS TO THE COMMITTEE OF THE WHOLE REPORT**

35
36 Representative Grossman and Alexander moved to amend the Report of
37 the Committee of the Whole to show that the following Grossman, Boyd,
38 Hodge, Borodkin, Plant, Tapia, Ragsdale, Bacon, Groff, Miller, Marshall,
39 Coleman, Vigil, Jahn, Daniel, Veiga, Tochtrop, S. Williams, and Jameson
40 amendment to SB01-212, did pass, and that **SB01-212, as amended**, did
41 pass.

42
43 Amend reengrossed bill, page 18, line 12, strike "**DIVISION**^{1, 2}" and
44 substitute "**DIVISION**^{1, 2, 2a}".

45
46 Page 25, after line 10, insert the following:

47
48 "2a Department of Agriculture, Agricultural Services Division -- It is
49 the intent of the General Assembly that the Department develop
50 a proposal for labeling meat, fruit, vegetable, and honey with
51 information on the country of origin and submit the proposal to
52 the General Assembly by November 1, 2001."

53
54 The amendment was declared **lost** by the following roll call vote:

55
56

	YES 32	NO 32	EXCUSED 1	ABSENT 0
1	Alexander	Y Groff	Y Miller	Y Spence
2	Bacon	Y Grossman	Y Mitchell	N Spradley
3	Berry	N Hefley	N Nuñez	N Stafford
4	Borodkin	Y Hodge	Y Paschall	N Stengel
5	Boyd	Y Hoppe	N Plant	Y Swenson
6	Cadman	N Jahn	Y Ragsdale	Y Tapia
7	Chavez	Y Jameson	Y Rhodes	N Tochtrop
8	Clapp	N Johnson	N Rippy	N Veiga
9	Cloer	N Kester	Y Romanoff	Y Vigil
10	Coleman	Y King	N Saliman	N Webster
11	Crane	N Larson	Y Sanchez	Y Weddig
12	Daniel	Y Lawrence	N Schultheis	N White
13	Decker	N Lee	N Scott	N Williams S.
14	Fairbank	N Mace	E Sinclair	N Williams T.
15	Fritz	Y Madden	Y Smith	N Witwer
16	Garcia	Y Marshall	Y Snook	Y Young
17				Mr. Speaker
18				
19				

20
21
22 Representative Hoppe moved to amend the Report of the Committee of
23 the Whole to show that the following Hoppe amendment to SB01-212,
24 did pass, and that **SB01-212, as amended**, did pass.

25
26 Amend reengrossed bill, page 18, line 14, in the GENERAL FUND
27 column, strike "(85.5 FTE)" and substitute "(87.5 FTE)".

28
29 The amendment was declared **passed** by the following roll call vote:

	YES 41	NO 23	EXCUSED 1	ABSENT 0
31	Alexander	Y Groff	N Miller	Y Spence
32	Bacon	Y Grossman	N Mitchell	Y Spradley
33	Berry	N Hefley	N Nuñez	Y Stafford
34	Borodkin	Y Hodge	N Paschall	Y Stengel
35	Boyd	Y Hoppe	Y Plant	Y Swenson
36	Cadman	Y Jahn	N Ragsdale	Y Tapia
37	Chavez	N Jameson	Y Rhodes	Y Tochtrop
38	Clapp	Y Johnson	Y Rippy	N Veiga
39	Cloer	Y Kester	Y Romanoff	Y Vigil
40	Coleman	Y King	Y Saliman	N Webster
41	Crane	Y Larson	Y Sanchez	N Weddig
42	Daniel	Y Lawrence	Y Schultheis	Y White
43	Decker	N Lee	N Scott	Y Williams S.
44	Fairbank	N Mace	E Sinclair	Y Williams T.
45	Fritz	N Madden	Y Smith	Y Witwer
46	Garcia	N Marshall	N Snook	Y Young
47				Mr. Speaker
48				
49				
50				

51
52
53 Representatives Hoppe and Sanchez moved to amend the Report of the
54 Committee of the Whole to show that the following Hoppe and Stafford
55 amendment to SB01-212, did pass, and that **SB01-212, as amended**, did
56 pass.

1 Amend reengrossed bill, page 24, strike lines 1 and 2.

2

3 Adjust affected totals accordingly.

4

5 Page 288, line 3, in the ITEM & SUBTOTAL column, strike "4,450,000"
6 and substitute "4,570,000" and, in the GENERAL FUND column, strike
7 "4,450,000" and substitute "4,570,000".

8

9 Adjust affected totals accordingly.

10

11 Page 297, line 14, strike "\$1,850,000" and substitute "\$1,970,000";

12

13 line 15, strike "\$1,850,000" and substitute "\$1,970,000";

14

15 line 17, strike "\$4,450,000" and substitute "\$4,570,000".

16

17 The amendment was declared **passed** by the following roll call vote:

18

19 YES 59 NO 4 EXCUSED 2 ABSENT 0

20

21 Alexander	Y	Groff	Y	Miller	Y	Spence	Y
22 Bacon	Y	Grossman	Y	Mitchell	Y	Spradley	Y
23 Berry	Y	Hefley	Y	Nuñez	N	Stafford	Y
24 Borodkin	Y	Hodge	Y	Paschall	N	Stengel	Y
25 Boyd	Y	Hoppe	Y	Plant	Y	Swenson	Y
26 Cadman	N	Jahn	Y	Ragsdale	Y	Tapia	Y
27 Chavez	E	Jameson	Y	Rhodes	Y	Tochtrop	Y
28 Clapp	Y	Johnson	Y	Rippy	Y	Veiga	Y
29 Cloer	Y	Kester	Y	Romanoff	Y	Vigil	Y
30 Coleman	Y	King	Y	Saliman	Y	Webster	Y
31 Crane	Y	Larson	Y	Sanchez	Y	Weddig	Y
32 Daniel	Y	Lawrence	Y	Schultheis	N	White	Y
33 Decker	Y	Lee	Y	Scott	Y	Williams S.	Y
34 Fairbank	Y	Mace	E	Sinclair	Y	Williams T.	Y
35 Fritz	Y	Madden	Y	Smith	Y	Witwer	Y
36 Garcia	Y	Marshall	Y	Snook	Y	Young	Y
37						Mr. Speaker	Y

38

39

40

41 Representative Vigil moved to amend the Report of the Committee of the
42 Whole to show that the following Vigil, Boyd, Hodge, Grossman, Groff,
43 Bacon, Sanchez, Marshall, Jahn, Madden, Tochtrop, Plant, Borodkin,
44 Tapia, Ragsdale, and Coleman amendment to SB01-212, did pass, and
45 that **SB01-212, as amended**, did pass.

46

47 Amend reengrossed bill, page 63, line 7, strike "Program" and substitute
48 "Program^{18a}", in the ITEM & SUBTOTAL column, strike "15,854,196"
49 and substitute "16,254,196", and, in the GENERAL FUND column, strike
50 "15,854,196" and substitute "16,254,196".

51

52 Adjust affected totals accordingly.

53

54 Page 76, after line 16, insert the following:

55

56 "18a Department of Education, Management and Administration,

1 Colorado Student Assessment Program -- It is the intent of the
 2 General Assembly that the Department utilize \$400,000 of this
 3 appropriation for the purpose of refreshing and reprinting the
 4 Spanish versions of assessments."
 5

6 Page 468, line 14, in the ITEM & SUBTOTAL column, strike
 7 "2,634,909" and substitute "2,234,909" and, in the GENERAL FUND
 8 column, strike "2,634,909" and substitute "2,234,909".
 9

10 Adjust affected totals accordingly.

11
 12 The amendment was declared **lost** by the following roll call vote:

13	14	YES 23	NO 40	EXCUSED 2	ABSENT 0				
15	16	Alexander	N	Groff	Y	Miller	N	Spence	N
17	17	Bacon	Y	Grossman	Y	Mitchell	N	Spradley	N
18	18	Berry	N	Hefley	N	Nuñez	N	Stafford	N
19	19	Borodkin	Y	Hodge	Y	Paschall	N	Stengel	N
20	20	Boyd	Y	Hoppe	N	Plant	Y	Swenson	N
21	21	Cadman	N	Jahn	Y	Ragsdale	Y	Tapia	Y
22	22	Chavez	E	Jameson	Y	Rhodes	N	Tochtrop	Y
23	23	Clapp	N	Johnson	N	Rippy	N	Veiga	Y
24	24	Cloer	Y	Kester	N	Romanoff	Y	Vigil	Y
25	25	Coleman	Y	King	N	Saliman	N	Webster	N
26	26	Crane	N	Larson	N	Sanchez	Y	Weddig	Y
27	27	Daniel	Y	Lawrence	N	Schultheis	N	White	N
28	28	Decker	N	Lee	N	Scott	N	Williams S.	N
29	29	Fairbank	N	Mace	E	Sinclair	N	Williams T.	N
30	30	Fritz	N	Madden	Y	Smith	N	Witwer	N
31	31	Garcia	N	Marshall	Y	Snook	N	Young	N
32								Mr. Speaker	Y

33
 34
 35
 36 Representative Nuñez moved to amend the Report of the Committee of
 37 the Whole to show that the following Nuñez, Schultheis, Rhodes,
 38 Cadman, Clapp, Lee, King, Mitchell, and Paschall amendment to
 39 SB01-212, did pass, and that **SB01-212, as amended**, did pass.

40
 41 Amend reengrossed bill, page 134, line 2, strike "Allocation" and
 42 substitute "Allocation^{74a}".
 43

44 Page 150, after line 11, insert the following:

45
 46 "74a Department of Higher Education, Governing Boards and Local
 47 District Junior Colleges, Regents of the University of Colorado,
 48 Governing Board and General Campuses General Fund and
 49 Tuition Allocation -- It is the intent of the General Assembly that
 50 no moneys appropriated for the Regents of the University of
 51 Colorado shall knowingly be used to provide benefits to any
 52 domestic relationship partner of a state employee or an employee
 53 of a state-supported institution of higher education when the claim
 54 for benefits is based on the individual's status as a domestic
 55 relationship partner. For purposes of this footnote, "domestic
 56 relationship" means a status, other than a validly contracted

1 marriage between one male and one female, that is extended by
 2 the laws of another state that recognizes a special, intimate
 3 homosexual relationship between two persons, no matter how
 4 such status or relationship is described or named by the law of the
 5 other state."
 6

7 The amendment was declared **lost** by the following roll call vote:

8	9	YES 22	NO 41	EXCUSED 2	ABSENT 0		
10	11	Alexander	Y Groff	N Miller	N Spence	N	
12	12	Bacon	N Grossman	N Mitchell	Y Spradley	Y	
13	13	Berry	N Hefley	Y Nuñez	Y Stafford	Y	
14	14	Borodkin	N Hodge	N Paschall	Y Stengel	Y	
15	15	Boyd	N Hoppe	N Plant	N Swenson	N	
16	16	Cadman	Y Jahn	N Ragsdale	N Tapia	N	
17	17	Chavez	E Jameson	N Rhodes	Y Tochtrop	N	
18	18	Clapp	Y Johnson	N Rippy	N Veiga	N	
19	19	Cloer	Y Kester	N Romanoff	N Vigil	N	
20	20	Coleman	N King	Y Saliman	N Webster	N	
21	21	Crane	Y Larson	N Sanchez	N Weddig	N	
22	22	Daniel	N Lawrence	N Schultheis	Y White	N	
23	23	Decker	N Lee	Y Scott	Y Williams S.	N	
24	24	Fairbank	Y Mace	E Sinclair	Y Williams T.	N	
25	25	Fritz	Y Madden	N Smith	N Witwer	N	
26	26	Garcia	N Marshall	N Snook	Y Young	N	
27					Mr. Speaker	Y	

28
 29
 30
 31 Representatives Lee, Fairbank, Daniel, and Boyd moved to amend the
 32 Report of the Committee of the Whole to show that the following Lee
 33 amendment to SB01-212, did pass, and that **SB01-212, as amended**, did
 34 pass.

35
 36 Amend reengrossed bill, page 163, line 2, in the ITEM & SUBTOTAL
 37 column, strike "182,199" and substitute "422,199" and, in the GENERAL
 38 FUND column, strike "182,199" and substitute "422,199".

39
 40 Adjust affected totals accordingly.

41
 42 Page 195, line 2, in the ITEM & SUBTOTAL column, strike
 43 "52,768,809" and substitute "52,528,809" and, in the GENERAL FUND
 44 column, strike "40,237,758" and substitute "39,997,758".

45
 46 Adjust affected totals accordingly.

47
 48 The amendment was declared **lost** by the following roll call vote:

49	50	YES 18	NO 45	EXCUSED 2	ABSENT 0		
51	51	Alexander	Y Groff	N Miller	N Spence	N	
52	52	Bacon	N Grossman	N Mitchell	N Spradley	N	
53	53	Berry	N Hefley	Y Nuñez	Y Stafford	N	
54	54	Borodkin	Y Hodge	N Paschall	Y Stengel	N	
55	55	Boyd	Y Hoppe	N Plant	N Swenson	N	
56	56	Cadman	N Jahn	Y Ragsdale	N Tapia	N	

1	Chavez	E	Jameson	N	Rhodes	Y	Tochtrop	N
2	Clapp	Y	Johnson	N	Rippy	N	Veiga	N
3	Cloer	N	Kester	Y	Romanoff	N	Vigil	N
4	Coleman	N	King	Y	Saliman	N	Webster	N
5	Crane	Y	Larson	N	Sanchez	N	Weddig	Y
6	Daniel	Y	Lawrence	N	Schultheis	N	White	N
7	Decker	N	Lee	Y	Scott	N	Williams S.	N
8	Fairbank	Y	Mace	E	Sinclair	N	Williams T.	N
9	Fritz	Y	Madden	N	Smith	N	Witwer	Y
10	Garcia	N	Marshall	N	Snook	N	Young	N
11							Mr. Speaker	N

12

13

14

15 Representatives Lee, Daniel, Boyd, and Fairbank moved to amend the
 16 Report of the Committee of the Whole to show that the following Young
 17 amendment to SB01-212, did pass, and that **SB01-212, as amended**, did
 18 pass.

19

20 Amend reengrossed bill, page 163, strike lines 1 and 2.

21

22 Adjust affected totals accordingly.

23

24 Page 256, line 6, in the ITEM & SUBTOTAL column, strike "3,088,390"
 25 and substitute "3,253,218";

26

27 line 8, in the ITEM & SUBTOTAL column, strike "325,474" and
 28 substitute "342,845";

29

30 line 11, in the ITEM & SUBTOTAL column, strike "3,448,073" and
 31 substitute "3,630,272" and, in the GENERAL FUND column, insert
 32 "182,199".

33

34 Adjust affected totals accordingly.

35

36 The amendment was declared **passed** by the following roll call vote:

37

38	YES 45	NO 18	EXCUSED 2	ABSENT 0				
39	Alexander	Y	Groff	N	Miller	N	Spence	N
40	Bacon	Y	Grossman	Y	Mitchell	Y	Spradley	Y
41	Berry	N	Hefley	Y	Nuñez	Y	Stafford	Y
42	Borodkin	Y	Hodge	N	Paschall	Y	Stengel	Y
43	Boyd	Y	Hoppe	Y	Plant	Y	Swenson	N
44	Cadman	Y	Jahn	Y	Ragsdale	N	Tapia	Y
45	Chavez	E	Jameson	Y	Rhodes	Y	Tochtrop	N
46	Clapp	Y	Johnson	N	Rippy	Y	Veiga	Y
47	Cloer	Y	Kester	N	Romanoff	N	Vigil	N
48	Coleman	Y	King	Y	Saliman	N	Webster	Y
49	Crane	Y	Larson	Y	Sanchez	N	Weddig	Y
50	Daniel	Y	Lawrence	Y	Schultheis	Y	White	Y
51	Decker	N	Lee	Y	Scott	Y	Williams S.	Y
52	Fairbank	Y	Mace	E	Sinclair	Y	Williams T.	Y
53	Fritz	Y	Madden	Y	Smith	Y	Witwer	Y
54	Garcia	N	Marshall	N	Snook	Y	Young	N
55							Mr. Speaker	Y

56

1 Representatives Larson and Paschall moved to amend the Report of the
2 Committee of the Whole to show that the following Larson amendment
3 to SB01-212, did pass, and that **SB01-212, as amended**, did pass.

4
5 Amend reengrossed bill, page 255, line 9, in the ITEM & SUBTOTAL
6 column, strike "694,610" and substitute "281,850";

7
8 line 10, strike "(11.5 FTE)" and substitute "(6.0 FTE)";

9
10 line 11, in the ITEM & SUBTOTAL column, strike "61,822" and
11 substitute "36,635".

12
13 Page 256, line 1, in the ITEM & SUBTOTAL column, strike "857,766"
14 and substitute "419,819" and, in the CASH FUNDS EXEMPT column,
15 strike "857,766(T)^a" and substitute "419,819(T)^a";

16
17 line 6, in the ITEM & SUBTOTAL column, strike "3,088,390" and
18 substitute "3,253,218";

19
20 line 8, strike "325,474" and substitute "342,845";

21
22 line 11, in the ITEM & SUBTOTAL column, strike "3,448,073" and
23 substitute "3,630,272", in the CASH FUNDS column, strike "2,587,550^a"
24 and substitute "2,331,802^a", and, in the CASH FUNDS EXEMPT
25 column, strike "323,090^b" and substitute "761,037^b".

26
27 Adjust affected totals and affected (T) notations accordingly.

28
29 Page 256, line 13, strike "\$1,705,004" and substitute "\$1,449,256".

30
31 Page 257, line 1, after "amount," insert "\$437,947(T) shall be from
32 indirect cost recoveries,".

33
34 The amendment was declared **passed** by the following roll call vote:

35
36 YES 55 NO 8 EXCUSED 2 ABSENT 0

37								
38	Alexander	Y	Groff	Y	Miller	Y	Spence	N
39	Bacon	Y	Grossman	Y	Mitchell	Y	Spradley	Y
40	Berry	N	Hefley	Y	Nuñez	Y	Stafford	Y
41	Borodkin	Y	Hodge	Y	Paschall	Y	Stengel	Y
42	Boyd	Y	Hoppe	Y	Plant	Y	Swenson	Y
43	Cadman	Y	Jahn	Y	Ragsdale	Y	Tapia	Y
44	Chavez	E	Jameson	Y	Rhodes	Y	Tochtrop	Y
45	Clapp	Y	Johnson	Y	Rippy	Y	Veiga	Y
46	Cloer	Y	Kester	Y	Romanoff	Y	Vigil	N
47	Coleman	Y	King	N	Saliman	N	Webster	Y
48	Crane	Y	Larson	Y	Sanchez	Y	Weddig	N
49	Daniel	Y	Lawrence	Y	Schultheis	Y	White	Y
50	Decker	N	Lee	Y	Scott	Y	Williams S.	Y
51	Fairbank	Y	Mace	E	Sinclair	Y	Williams T.	Y
52	Fritz	Y	Madden	Y	Smith	Y	Witwer	Y
53	Garcia	Y	Marshall	Y	Snook	Y	Young	N
54							Mr. Speaker	Y

55
56

1 Representatives Young, Berry, and Saliman moved to amend the Report
 2 of the Committee of the Whole to show that Amendment No. 7, by
 3 Representative T. Williams (printed in House Journal page 1179,
 4 lines 8-53 and page 1180, lines 1-54), to SB01-212, did not pass, and that
 5 **SB01-212, as amended**, did pass.

6
 7 The amendment was declared **lost** by the following roll call vote:

9	YES 8	NO 55	EXCUSED 2	ABSENT 0
10				
11	Alexander	N Groff	N Miller	N Spence
12	Bacon	N Grossman	Y Mitchell	N Spradley
13	Berry	Y Hefley	N Nuñez	N Stafford
14	Borodkin	N Hodge	N Paschall	N Stengel
15	Boyd	N Hoppe	N Plant	Y Swenson
16	Cadman	N Jahn	N Ragsdale	N Tapia
17	Chavez	E Jameson	N Rhodes	N Tochtrop
18	Clapp	N Johnson	N Rippy	N Veiga
19	Cloer	N Kester	N Romanoff	N Vigil
20	Coleman	N King	N Saliman	Y Webster
21	Crane	N Larson	N Sanchez	N Weddig
22	Daniel	N Lawrence	N Schultheis	N White
23	Decker	Y Lee	N Scott	N Williams S.
24	Fairbank	N Mace	E Sinclair	N Williams T.
25	Fritz	N Madden	N Smith	N Witwer
26	Garcia	N Marshall	N Snook	N Young
27				Mr. Speaker
28				

29
 30
 31 Representative Nuñez moved to amend the Report of the Committee of
 32 the Whole to show that the following Nuñez amendment did pass, and
 33 that **SB01-212, as amended**, did pass.

34
 35 Amend reengrossed bill, page 516, line 15, strike "**BUDGETS**" and
 36 substitute "**BUDGETS**²⁵³".

37
 38 Page 517, after line 2, insert the following:

39
 40 "**FOOTNOTES** -- The following statements are referenced to the
 41 numbered footnotes throughout section 2.

42
 43 253 Grand Totals -- Operating Budgets -- It is the intent of the General
 44 Assembly that General Fund appropriations for FY 2001-02 be
 45 reduced by 0.5 percent and that the \$28,508,966 in General Fund
 46 savings be added to the TABOR refund next year."

47
 48 The amendment was declared **lost** by the following roll call vote:

50	YES 21	NO 42	EXCUSED 2	ABSENT 0
51				
52	Alexander	N Groff	N Miller	N Spence
53	Bacon	N Grossman	N Mitchell	Y Spradley
54	Berry	N Hefley	Y Nuñez	Y Stafford
55	Borodkin	N Hodge	N Paschall	Y Stengel
56	Boyd	N Hoppe	N Plant	N Swenson

1	Cadman	Y	Jahn	N	Ragsdale	N	Tapia	N
2	Chavez	E	Jameson	N	Rhodes	Y	Tochtrop	N
3	Clapp	Y	Johnson	N	Rippy	N	Veiga	N
4	Cloer	Y	Kester	N	Romanoff	N	Vigil	N
5	Coleman	N	King	Y	Saliman	N	Webster	N
6	Crane	Y	Larson	N	Sanchez	N	Weddig	N
7	Daniel	N	Lawrence	N	Schultheis	Y	White	Y
8	Decker	N	Lee	Y	Scott	Y	Williams S.	N
9	Fairbank	Y	Mace	E	Sinclair	Y	Williams T.	N
10	Fritz	Y	Madden	N	Smith	N	Witwer	Y
11	Garcia	N	Marshall	N	Snook	N	Young	N
12							Mr. Speaker	Y

13
14
15
16 Representative Nuñez moved to amend the Report of the Committee of
17 the Whole to show that the following Nuñez amendment to SB01-212,
18 did pass, and that **SB01-212, as amended**, did pass.

19
20 Amend reengrossed bill, page 516, line 15, strike "**BUDGETS**" and
21 substitute "**BUDGETS**²⁵³".

22
23 Page 517, after line 2, insert the following:

24
25 "**FOOTNOTES** -- The following statements are referenced to the
26 numbered footnotes throughout section 2.

27
28 253 Grand Totals -- Operating Budgets -- It is the intent of the General
29 Assembly that General Fund appropriations for FY 2001-02 be
30 reduced by 0.125 percent and that the \$7,127,242 in General Fund
31 savings be added to the TABOR refund next year."

32
33 The amendment was declared **lost** by the following roll call vote:

34	<u>YES</u>	29	<u>NO</u>	34	<u>EXCUSED</u>	2	<u>ABSENT</u>	0
35	Alexander	Y	Groff	N	Miller	Y	Spence	N
36	Bacon	N	Grossman	N	Mitchell	Y	Spradley	Y
37	Berry	N	Hefley	Y	Nuñez	Y	Stafford	Y
38	Borodkin	N	Hodge	N	Paschall	Y	Stengel	Y
39	Boyd	N	Hoppe	N	Plant	N	Swenson	N
40	Cadman	Y	Jahn	N	Ragsdale	N	Tapia	N
41	Chavez	E	Jameson	Y	Rhodes	Y	Tochtrop	N
42	Clapp	Y	Johnson	Y	Rippy	N	Veiga	N
43	Cloer	Y	Kester	N	Romanoff	N	Vigil	N
44	Coleman	N	King	Y	Saliman	N	Webster	Y
45	Crane	Y	Larson	N	Sanchez	N	Weddig	N
46	Daniel	N	Lawrence	N	Schultheis	Y	White	Y
47	Decker	N	Lee	Y	Scott	Y	Williams S.	N
48	Fairbank	Y	Mace	E	Sinclair	Y	Williams T.	N
49	Fritz	Y	Madden	N	Smith	Y	Witwer	Y
50	Garcia	N	Marshall	N	Snook	Y	Young	N
51							Mr. Speaker	Y

1 Representatives Spradley, Dean, Marshall, Vigil, Tochtrop, Sinclair,
 2 Rhodes, Lee, Paschall, Coleman, Mitchell, Stafford, Cloer, Lawrence,
 3 Bacon moved to amend the Report of the Committee of the Whole to
 4 show that Amendment No. 6, by Representative Berry (printed in House
 5 Journal page 1178, lines 38-56 and page 1179, lines 1-5) to SB01-212,
 6 did not pass, and that **SB01-212, as amended**, did pass.

7
 8 The amendment was declared **passed** by the following roll call vote:

10	YES 41	NO 22	EXCUSED 2	ABSENT 0
11				
12	Alexander	N Groff	Y Miller	Y Spence N
13	Bacon	Y Grossman	Y Mitchell	Y Spradley Y
14	Berry	N Hefley	Y Nuñez	Y Stafford Y
15	Borodkin	Y Hodge	N Paschall	Y Stengel N
16	Boyd	N Hoppe	Y Plant	N Swenson N
17	Cadman	Y Jahn	N Ragsdale	N Tapia Y
18	Chavez	E Jameson	Y Rhodes	Y Tochtrop Y
19	Clapp	Y Johnson	N Rippy	N Veiga Y
20	Cloer	Y Kester	Y Romanoff	N Vigil Y
21	Coleman	Y King	N Saliman	N Webster Y
22	Crane	Y Larson	Y Sanchez	Y Weddig N
23	Daniel	N Lawrence	Y Schultheis	N White Y
24	Decker	N Lee	Y Scott	Y Williams S. Y
25	Fairbank	Y Mace	E Sinclair	Y Williams T. Y
26	Fritz	Y Madden	Y Smith	N Witwer Y
27	Garcia	N Marshall	Y Snook	Y Young N
28				Mr. Speaker Y

29
 30
 31
 32 Representative Plant moved to amend the Report of the Committee of the
 33 Whole to show that the following Plant, Borodkin, Grossman, Bacon,
 34 Groff, Coleman, S. Williams, Marshall, Veiga, and Jameson amendment
 35 to SB01-212, did pass, and that **SB01-212, as amended**, did pass.

36
 37 Amend reengrossed bill, page 591, after line 11, insert the following:

38	ITEM &	CASH
39	SUBTOTAL	FUNDS
40		EXEMPT
41	\$	\$
42		
43		
44	"Habitat Preservation" ^{4a} 2,500,000	2,500,000 ^{a"} .

45
 46 Adjust affected totals accordingly.

47
 48 Page 607, after line 12, insert the following:

49
 50 "4a Capital Construction, Department of Natural Resources, Division
 51 of Wildlife, Capital Construction and Controlled Maintenance
 52 Projects, Habitat Preservation -- It is the intent of the General
 53 Assembly that this funding be used by the Division of Wildlife for
 54 fee title acquisitions, conservation easements, leases, and other
 55 means to preserve wildlife habitat. It is further the intent of the
 56 General Assembly that the Division make all applicable payments

1	Fritz	Y	Madden	Y	Smith	Y	Witwer	N
2	Garcia	Y	Marshall	Y	Snook	Y	Young	Y
3							Mr. Speaker	Y

4
5
6
7
8 **INTRODUCTION OF BILL**
9 **First Reading**

10
11 The following bill was read by title and referred to the committees
12 indicated:

13
14 **SB01-093** by Senator(s) Chlouber; also Representative(s) Larson--
15 Concerning the creation of the Colorado no-call list for
16 residential telephone subscribers who wish to avoid all
17 unwanted commercial telephone solicitation.
18 Committee on Business Affairs & Labor
19 Committee on Appropriations

20
21
22 **Correction**

23
24 H.J. page 1148, line 19, strike "029", and substitute "027".
25
26
27

28 **LAY OVER OF CALENDAR ITEMS**

29
30 On motion of Representative Spradley, the following items on the
31 Calendar were laid over until April 12, retaining place on Calendar:

32
33 Consideration of General Orders--**HB01-1081, 1106, 1219, 1234, 1271,**
34 **1303, 1334, 1086, 1155, 1191, 1205, 1242, 1269, 1282, 1373, 1374.**
35 Consideration of Conference Committee Report--**SB01-123.**
36 Consideration of Resolutions--**HJR01-1025, 1012.**
37 Consideration of Memorial--**HM01-1002.**
38 Consideration of Senate Amendments--**HB01-1113, 1163, 1236, 1210,**
39 **1160, 1239, 1348, 1096, 1025, 1238, 1169, 1114, 1319, 1132, 1174,**
40 **1252, 1274, 1088.**
41 Consideration of Adherence--**SB01-178, 165.**

42
43
44 On motion of Representative Spradley, the House adjourned until
45 9:00 a.m., April 12, 2001.

46
47 Approved:

48
49
50
51 DOUG DEAN,
52 Speaker

53 Attest:

54
55 JUDITH RODRIGUE,
56 Chief Clerk